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EXHIBIT

1

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES**

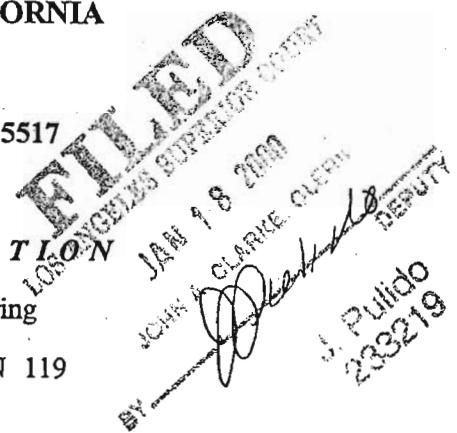
THE PEOPLE OF THE STATE OF CALIFORNIA,
Plaintiff,
v.

01 JUAN HERON (3/28/1957) (Bk# 6269349)
Defendant(s).

CASE NO. BA195517

INFORMATION

Arraignment Hearing
Date: 01/18/2000
Department: CEN 119


 LOS ANGELES SUPERIOR COURT
 JAN 18 2000
 JOHN F. CLARKE, CLERK
 DEPUTY
 BY
 J. Pulido
 233219

**INFORMATION
SUMMARY**

Ct. No.	Charge	Charge Range	Defendant	Special Allegation	Alleg. Effect
1	PC 245(b)(4)	3.15+3,4,10	HERON, JUAN	PC 12022.7(a)	+3 Yrs

The District Attorney of the County of Los Angeles, by this Information alleges that:

COUNT 1

On or about November 25, 1999, in the County of Los Angeles, the crime of ASSAULT WITH A SEMIAUTOMATIC FIREARM, in violation of PENAL CODE SECTION 245(b), a Felony, was committed by JUAN HERON, who did willfully and unlawfully commit an assault upon MALIK ABDULAH with a semiautomatic firearm.

It is further alleged that the defendant(s), JUAN HERON used a firearm within the meaning of Penal Code Section 12022.5(a) and (d). "NOTICE: The above offense is a serious felony within the meaning of Penal Code section 1192.7(c)."

"NOTICE: Conviction of this offense will require you to provide specimens and samples pursuant to Penal Code section 296. Willful refusal to provide the specimens and samples is a crime."

It is further alleged that in the commission of the above offense the said defendant(s), JUAN HERON, personally inflicted great bodily injury upon MALIK ABDULAH, not an accomplice to the above offense, within the meaning of Penal Code Section 12022.7(a) and also causing the above offense to become a serious felony within the meaning of Penal Code Section 1192.7(c)(8).

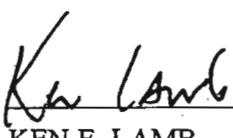
"NOTICE: This offense is a serious felony and a violent felony within the meaning of Penal Code sections 1192.7(c)(8) and 667.5(c)(8)."

* * * * *

THIS INFORMATION CONSISTS OF 1 COUNT(S).

GIL GARCETTI
DISTRICT ATTORNEY
County of Los Angeles,
State of California

BY:


KEN E. LAMB

DEPUTY DISTRICT ATTORNEY

Filed in Superior Court,
County of Los Angeles

/JFA

DATED: _____

Pursuant to Penal Code Section 1054.5(b), the People are hereby informally requesting that defense counsel provide discovery to the People as required by Penal Code Section 1054.3.

PLM

**ABSTRACT OF JUDGMENT -- PRISON COMMITMENT -- TERMINATE
SINGLE, CONCURRENT, OR FULL-TERM CONSECUTIVE COUNT FORM**
(Not to be used for multiple count convictions or for 1/3 consecutive sentences)

JAN 25 2008
CR290.1
SEARCHED
INDEXED
FILED
JAN 25 2008
LOS ANGELES
SUPERIOR COURT

<input checked="" type="checkbox"/> SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES <input type="checkbox"/> MUNICIPAL BRANCH OR JUDICIAL DISTRICT CENTRAL DISTRICT - CRIMINAL			
PEOPLE OF THE STATE OF CALIFORNIA vs. DOB 03-28-57 DEFENDANT HERON, JUAN AKA CI# A08394074 BOOKING # 6269349 <i>DR</i> <input type="checkbox"/> NOT PRESENT		CASE NUMBER BA195517	
COMMITTED TO STATE PRISON ABSTRACT OF JUDGMENT		<input type="checkbox"/> AMENDED ABSTRACT	

Sm
ORIGINAL FILED
JAN 25 2008

**LOS ANGELES
SUPERIOR COURT**

DATE OF HEARING 01-18-2000	DEPT. NO. 119	JUDGE SHERRILL D LUKE										
CLERK JOSEPH PULIDO	REPORTER JANIS FONSECA	PROBATION NO. OR PROBATION OFFICER X1750614										
COUNSEL FOR PEOPLE KEN E LAMB		COUNSEL FOR DEFENDANT KEITH S ROSS <input type="checkbox"/> APPTD										
1. Defendant was convicted of the commission of the following felony. CNT CODE SECTION NUMBER CRIME		YEAR CRIME COMMITTED	DATE OF CONVICTION (MO/DAY/YEAR)			CONVICTED BY			TERM (L.M.U)	TIME IMPOSED		
1	PC	245(A)(2)	ASSLT W/FIREARM PERSON	1999	01	18	2000	<input type="checkbox"/> JURY		<input type="checkbox"/> COURT	<input type="checkbox"/> REA	YRS

2. ENHANCEMENTS charged and found to be true TIED TO SPECIFIC COUNTS (mainly in the PC 12022 series). List each count enhancement horizontally. Enter time imposed for each or "S" for stayed. DO NOT LIST enhancements stricken under PC 1385.

CNT	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	TOTAL
1	12022.5(A)	3							3

3. ENHANCEMENTS charged and found to be true FOR PRIOR CONVICTIONS OR PRISON TERMS (mainly in the PC 667 series). List all enhancements horizontally. Enter time imposed for each or "S" for stayed. DO NOT LIST enhancements stricken under PC 1385.

CNT	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	ENHANCEMENT	Y/S	TOTAL
...									

4. [] Defendant was sentenced pursuant to PC 667(b)-(i) or PC 1170.12 (two strikes).

5. FINANCIAL OBLIGATIONS (including any applicable penalty assessments):

- RESTITUTION FINE of **\$ 200.00** per PC 1202.4(b) forthwith per PC 2085.5.
- RESTITUTION FINE of **\$ 200.00** per PC 1202.45 suspended unless parole is revoked.
- RESTITUTION of **\$ 10,000.00** per PC 1202.4(f) to **X** victims* [] Restitution Fund
(*List victim name(s) if known and amount breakdown in item 7, below.)
(1) [] Amount to be determined. (2) [] Interest rate of: _____ % (not to exceed 10% per PC 1204.4(f)(3)(F)).
- [] LAB FEE of: \$ _____ for counts: _____ Per H&SC 11372.5(a).
- [] DRUG PROGRAM FEE of \$150 per H&SC 11372.7(a) f. [] FINE of: \$ _____ per PC 1202.5.

6. TESTING: [] AIDS [] DNA pursuant to [] PC 1202.1 [] PC 290.2 [] other (specify):

7. Other orders (specify):

8.	TOTAL TIME IMPOSED:								6	
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9. [] This sentence is to run concurrent with (specify):

10. Execution of sentence imposed

- [X] at initial sentencing hearing.
- [] at resentencing per decision on appeal.
- [] after revocation of probation.
- [] at resentencing per recall of commitment. (PC 1170(d).)
- [] other (specify):

11.	DATE SENTENCE PRONOUNCED 01-18-2000	CREDIT FOR TIME SPENT IN CUSTODY	64	TOTAL DAYS: 64 INCLUDING	ACTUAL LOCAL TIME 56	LOCAL CONDUCT CREDITS	8	14019 SERVED TIME IN STATE INSTITUTION 12933.1 [] DMH [] CDC [] CRC
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12. The defendant is remanded to the custody of the sheriff [] forthwith, [] after 48 hours, excluding Saturdays, Sundays, and holidays.
To be delivered to [] the reception center designated by the director of the California Department of Corrections.
[] other (specify):

CLERK OF THE COURT: I hereby certify the foregoing is a true and correct abstract of the judgment made in this action.

DEPUTY'S SIGNATURE
C. WIGGINS-KING



JANUARY 20, 2000

This form is prescribed under PC 1213.5 to satisfy the requirements of PC 1213.5 and PC 290.1. Attachments may be used but must be referred to in this document.

EXHIBIT

2

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
PRESENTENCE REPORT

NAME HERON, Juan					Dictation Date 7/11/2006
Address MCC 808 Union Street San Diego, CA 92101		Legal Residence Guerrero, Mexico			Scheduled Sent Date 8/21/2006 9:00 a.m.
					Docket No 06CR01054-002-H
					Education Second Grade
Race White	Date of Birth 03/28/57	Age 49	Sex M	Place of Birth Guerrero, Mexico	Citizenship Mexico (Deported Alien)
Height 5'4"	Weight 150	Marital Status Cohabits		Soc. Sec. No. None	Other ID No. CA/DL: N8225757 (expired)
Hair Black	Eyes Brown	FBI No. 472186FA7		U.S. Marshal No. 99248-198	CII: A08304074 INS: A91860230 CDC: P67763
Conviction Status 6/6/2006: Pled guilty to a single-count information.					
Count(s) of Conviction 8 U.S.C. § 1324(a)(2)(B)(iii) and 18 U.S.C. § 2, Bringing in Illegal Aliens Without Presentation and Aiding and Abetting, a Class C Felony.					
Penalty 10 years custody; 3 years supervised release; \$250,000 fine; \$100 special assessment.					
Custodial Status In continuous custody since arrest 107 days custody credit through 8/21/2006.					Date of Arrest 5/7/2006
Detainers or Charges Pending ICE detainer.					
Other Defendants see page i.					
Assistant U.S. Attorney (619) 557-6479 Carol Trujillo 880 Front Street, Rm. 6293 San Diego, CA 92101-8893		Defense Counsel (appointed) (619) 233-7521 Robert Schroth Sr. 2044 First Avenue, Ste. 200 San Diego, CA 92101			
Disposition					
Sentencing Judge HON. MARILYN L. HUFF U.S. District Judge		Date	Probation Officer Kelly Richardson (619) 557-3449		

HERON, Juan

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1 **Criminal Convictions**

3 Date of	4 Charge/Agency	5 Date Sentence	6 Guideline/Score
7 Arrest	8 Imposed/Disposition	9	10
11 8/5/1988 (age 31)	12 Ct. 1: 23152(b) VC, DUI w/ .08% or Greater BAC; Ct. 2: 23152(a) VC, DUI; Ct. 3: 12500(a) VC, Unlic. Driver (misd.) Arresting agency unk.	13 Los Angeles Co. Muni. Crt.(Central) Case No.ELA88M0874101 8/10/88: Guilty Ct. 1 (misd.), 3 years summary prob., 2 days jail.	14 4A1.2(e)(3) 0

15 The above information was taken from the Los Angeles County Probation Department report
16 prepared in case BA195517 (see below). Due to the dated nature of the offense, no further
17 information was available.

18	19 4/16/1994 (age 37)	20 Ct. 1: 273.5 PC, Corp. Inj. to Spouse/Cohab. Los Angeles, CA PD	21 Los Angeles Co. Sup. Crt.(Central) Case No. 94R05439 5/17/94: Pled nolo contendere, 3 years prob., 55 days jail.	22 4A1.2(e)(3) 0
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23 The above information was taken from computerized court records. As conditions of
24 probation the defendant was ordered to complete a 12 month domestic violence program and
25 attend 50 Alcoholics Anonymous meetings. The arrest report was requested and is awaited.

26	27 11/25/1999 (age 42)	28 Ct. 1: 245(a)(2) PC, Assault w/ Firearm on Person Los Angeles, CA PD	29 Los Angeles Co. Sup. Crt.(Central) Case No. BA195517 1/18/00: Pled nolo contendere; 6 years prison, restitution. 1/1/05: Paroled to INS 1/3/05: Deported	30 4A1.1(a) 3
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31 According to the Los Angeles County Probation Department report, the victim went to the
32 defendant's home, and confronted him on the belief J. HERON had broken his (victim's)
33 vehicle windows. After accusing the defendant of breaking the windows, the victim became
34 frustrated and began walking away from the residence. J. HERON fired a 9mm handgun
35 through the door, and the bullet grazed the victim's elbow before entering his side and exiting

HERON, Juan

5

1 through his upper abdomen. The forgoing information was obtained from court records and
2 the presentence report. The arrest report was requested and is awaited.

3
4 J. HERON confirmed his conviction in this case, stating he "shot a black man who was
5 bothering me in my house." He further stated he was not on parole as he was deported after
6 serving his sentence.

7
8 According to records from the California Department of Corrections (CDC), his parole is not
9 due to expire until January 1, 2008.

10
11 **Criminal History Computation**

12 The criminal convictions listed above result in three criminal history points.

3

13 Pursuant to USSG § 4A1.1(d), two points are added because the defendant was on
14 parole in Case No. BA195517 when the instant offense was committed.

+2

15 Pursuant to USSG § 4A1.1(e), one point is added because the defendant was released
16 from custody, in Case No. BA195517, less than two years prior to committing the
17 instant offense.

+1

18 The total criminal history score is six.

6

19 According to the Sentencing Table (USSG Ch.5, Pt.A), a criminal history score of
20 six establishes a Criminal History Category III.

III

21
22 **Other Law Enforcement Contacts**

23 The following information was obtained from the defendant's FBI and CII rap sheets.

24 On August 31, 1986, J. HERON was arrested by Los Angeles, California, police officers for
25 a violation of 245(a)(1) PC, Force With a Deadly Weapon/Not a Firearm: Great Bodily Injury
26 Likely. Prosecution was declined on September 3, 1986, due to the unavailability of the
27 victim, according to the defendant's rap sheet.

28
29 J. HERON was apprehended by U.S. immigration authorities on January 30, 1994, for alien
30 smuggling. Prosecution was declined on March 3, 1994.

31
32 The defendant was arrested by Los Angeles, California, police officers on July 11, 1996, for
33 a violation of 422 PC, Terrorist Threats. Prosecution was declined on July 12, 1996, and the
34 defendant's rap sheet reflects the victim declined to testify.

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